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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAYCOB TYLER KUTZERA,

Defendant.

Case No. CR-17-48-GF-BMM

**UNOPPOSED MOTION FOR
EXPERT TO APPEAR VIA
VIDEO¹**

COMES NOW, Defendant Jaycob Tyler Kutzera, by and through his Counsel Evangelo Arvanetes, Assistant Federal Defender, and the Federal Defenders of Montana, and respectfully moves the Court for an order allowing expert, Bowman Smelko, Psy.D, to testify via video at the Jury trial scheduled to begin Monday,

¹Pursuant to local rule, Assistant United States Attorney Cyndee L. Peterson has been contacted and has no objection to this motion.

March 5, 2018, in Great Falls, Montana.

The parties have agreed to have Bowman Smelko testify via video **out of time** on Monday, March 5, 2018, between 1:30 p.m. and 2:30 p.m.

The undersigned and his defense team will coordinate with court personnel to ensure a proper video connection exists at a time to be determined based upon the events of the jury trial.

RESPECTFULLY SUBMITTED this 21st day of February, 2018.

/s/ Evangelo Arvanetes

CERTIFICATE OF SERVICE
L.R. 5.2(b)

I hereby certify that on February 21, 2018, a copy of the foregoing document was served on the following persons by the following means:

1, 2 CM-ECF
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1. CLERK, UNITED STATES DISTRICT COURT
2. CYNDEE L. PETERSON
Assistant United States Attorney
United States Attorney's Office
Counsel for the United States of America
3. JAYCOB TYLER KUTZERA
Defendant

/s/ Evangelo Arvanetes